

JEFFREY F. BARR, ESQ.
Nevada Bar No. 7269
MICHELLE D. ALARIE, ESQ.
Nevada Bar No. 11894
ARMSTRONG TEASDALE LLP
3770 Howard Hughes Parkway, Suite 200
Las Vegas, Nevada 89169
Telephone: 702.678.5070
Facsimile: 702.878.9995
jbarr@atllp.com
malarie@atllp.com

*Attorneys for Defendant/Counterclaimant South West
Enterprise Holdings, LLC and Defendant Assured Real Estate, LLC*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

BASIC WATER COMPANY SPE 1 LLC, a
Nevada limited liability company,

Plaintiff,

vs.

SOUTH WEST ENTERPRISE HOLDINGS,
LLC, a Nevada limited-liability company;
ASSURED REAL ESTATE, INC., a Nevada
corporation,

Defendants.

SOUTH WEST ENTERPRISE HOLDINGS,
LLC, a Nevada limited-liability company,

Counter-claimant,

vs.

BASIC WATER COMPANY SPE 1 LLC, a
Nevada limited-liability company; THE
LANDWELL COMPANY, L.P., a Delaware
limited partnership; BASIC WATER
COMPANY, LLC, a Nevada limited-liability
company; BASIC REMEDIATION COMPANY,
LLC, a Nevada limited-liability company; BASIC
MANAGEMENT, INC., a Nevada corporation;
UNITED STATES OF AMERICA, and DOES I-
X.

Counter-defendants.

Case No.: 2:21-cv-01663-RFB-DJA

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND DEADLINES
TO RESPOND TO BASIC WATER
PARTIES' PENDING MOTIONS [ECF
NOS. 4, 5, AND 9]**

[FIRST REQUEST]

1 Defendant/Counter-claimant South West Enterprise Holdings, LLC, Defendant Assured Real
 2 Estate, Inc., Plaintiff/Counter-defendant Basic Water Company SPE 1, LLC, Counter-defendant The
 3 LandWell Company, L.P., Counter-defendant Basic Water Company, Inc., Counter-defendant Basic
 4 Remediation Company, LLC, Counter-defendant Basic Management Inc., and Counter-defendant
 5 United States of America,¹ by and through their undersigned counsel, hereby stipulate and agree,
 6 subject to this Court's approval, to extend and consolidate the deadlines to file responses to the Basic
 7 Water parties' pending dispositive motions from their current deadlines (September 30, 2021,
 8 October 7, 2021, and October 12, 2021, respectively) to October 12, 2021. The motions at issues are
 9 the Motion to Dismiss Third Amended Counterclaims for Business Disparagement, Trade Libel,
 10 Tortious Interference with Contract, and Civil Conspiracy (ECF No. 4), Motion for Partial Summary
 11 Judgment (Liability) for Trespass and Nuisance (ECF No. 5), and Motion for Partial Summary
 12 Judgment on South West Enterprise Holdings, LLC's Counterclaim for Slander of Title (First
 13 Counterclaim for Relief) (ECF No. 9). This is the first request to extend these deadlines.

14 As set forth below, good cause exists to extend and consolidate the above-referenced
 15 deadlines. Presently before this Court are three dispositive motions filed by the Basic Water parties.
 16 In order to streamline briefing on the dispositive motions, the parties are in agreement to consolidate
 17 the response deadlines for all pending dispositive motions to the same date, or to the current deadline
 18 for the last filed dispositive motion, which is October 12, 2021. This stipulation is submitted in good
 19 faith, is not interposed for delay, and is not filed for an improper purpose.

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27 ¹ Agreement to this Stipulation shall not be construed as a parties' concession that this Court has
 28 jurisdiction over this action. The parties expressly reserve their rights to make such argument in any
 motion seeking remand or dismissal.

Based on the forgoing, the parties submit that good cause exists to grant this stipulation to extend and consolidate the deadlines to respond to the above-referenced motions to October 12, 2021. Dated this 28th day of September, 2021. Dated this 28th day of September, 2021.

RICE REUTHER SULLIVAN & CARROLL,
LLP

ARMSTRONG TEASDALE LLP

By: /s/ Anthony J. DiRaimondo
DAVID A. CARROLL, ESQ. (#7643)
ANTHONY J. DIRAIMONDO, ESQ.
(#10875)
ROBERT E. OPDYKE, ESQ. (#12841)
3800 Howard Hughes Parkway, Suite 1200
Las Vegas, NV 89169

By: /s/ Michelle D. Alarie
JEFFREY F. BARR, ESQ. (#7269)
MICHELLE D. ALARIE, ESQ. (#11894)
3770 Howard Hughes Parkway, Suite 200
Las Vegas, Nevada 89169

*Attorneys for South West Enterprise Holdings
LLC and Assured Real Estate, Inc.*

*Attorneys for Basic Water Company SPE I
LLC, The LandWell Company, L.P., Basic
Water Company, Inc., Basic Remediation
Company, LLC, and Basic Management Inc.*

Dated this 28th day of September, 2021.


UNITED STATES ATTORNEY'S OFFICE

By: /s/ Rachel Kent
CHRISTOPHER CHIOU, ESQ.
Acting United States Attorney
District of Nevada
RACHEL KENT, ESQ
Assistant United States Attorney
501 Las Vegas Blvd. So., Suite 1100
Las Vegas, Nevada 89101

Attorneys for United States of America

ORDER

IT IS SO ORDERED.


RICHARD E. BOULWARE, II
United States District Court

DATED this 29th day of September, 2021.